

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

-against-

04-CR-402

**YASSIN MUHIDDIN AREF
and MOHAMMED MOSHARREF HOSSAIN,**

Defendants.

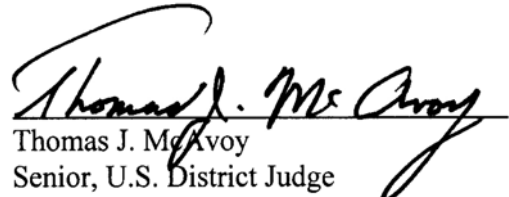
**THOMAS J. McAVOY,
Senior United States District Judge**

ORDER FOR FURTHER BRIEFING

In opposition to the Government's Motion for a Protective Order Pursuant to CIPA § 4 and FED. R. CRIM. P. 16(d)(1), defense counsel argues that, in light of: (1) their national security clearances, (2) the Court's Protective Order (and the safeguards and procedures effectuated thereby), (3) the non-disclosure agreement that each attorney signed, and (4) the law prohibiting unauthorized disclosure of classified information, they should be allowed to review the Government's sealed submissions in order to formulate a response. See *Luibrand Aff.*, dkt. # 126; *Kindlon Aff.* dkt # 127. The Government is direct to file a brief within two weeks of the date of this Order, not to exceed ten (10) pages in length, that responds to this argument.

IT IS SO ORDERED

DATED: October 12, 2005


Thomas J. McAvoy
Senior, U.S. District Judge